IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

JAVON MARSHALL, et al.,)
) Civil Action No. 3:14-cv-1945
Plaintiffs,)
) Chief District Judge Kevin H. Sharp
v.)
) ORAL ARGUMENT REQUESTED
ESPN, INC., et al.,) JURY DEMAND
)
Defendants.)

NOTICE OF FILING CASE LAW IN SUPPORT OF NETWORK DEFENDANTS' REPLY MEMORANDUM OF LAW

Pursuant to Local Rule 7.01(e), Network Defendants submit the following cases in support of Network Defendants' Reply Memorandum of Law in Support of their Motion to Dismiss the Complaint:

- 1. *Dryer v. NFL*, No. 09-2182, 2014 WL 5106738 (D. Minn. Oct. 10 2014).
- 2. *Moore v. Weinstein Co., LLC*, No. 3:09-CV-00166, 2012 WL 1884758 (M.D. Tenn. May 23, 2012).
- 3. Rosa & Raymond Parks Inst. for Self Dev. v. Target Corp., No. 2:13-CV-817-WKW, 2015 WL 519057 (M.D. Ala. Feb. 9, 2015).
- 4. Shamsky v. Garan, Inc., 632 N.Y.S.2d 930, 167 Misc. 2d 149 (N.Y. Sup. Ct. 1995).
- 5. *Small Bus. Bodyguard, Inc. v. House of Moxie, Inc.*, No. 14 Civ. 7170 (CM), 2014 WL 5585339 (S.D.N.Y. Oct. 31, 2014).

Dated: March 6, 2015

Respectfully submitted,

/s/ Evan R. Chesler (w/ permission by SDL)

CRAVATH, SWAINE & MOORE LLP

Evan R. Chesler echesler@cravath.com Roger G. Brooks rgbrooks@cravath.com J. Wesley Earnhardt wearnhardt@cravath.com 825 Eighth Avenue New York, NY 10019

Tel: (212) 474-1000 Fax: (212) 474-3700

- and -

LEVINE SULLIVAN KOCH & SCHULTZ, LLP

Nathan E. Siegel NSiegel@lskslaw.com 1899 L Street, NW Suite 200 Washington, DC 20036 Tel: (202) 508-1184

- and -

BRADLEY ARANT BOULT CUMMINGS LLP

Samuel David Lipshie slipshie@babc.com Joel D. Eckert jeckert@babc.com 1600 Division Street Suite 700 Nashville, TN 37203-0025 Tel: (615) 244-2582

Fax: (615) 252-6380

Attorneys for Defendants ESPN, Inc., ABC, Inc., ESPN d/b/a SEC Network and ESPN d/b/a Longhorn Network

/s/ James W. Quinn (w/ permission by SDL)

WEIL, GOTSHAL & MANGES LLP

James W. Quinn james.quinn@weil.com Yehudah L. Buchweitz yehudah.buchweitz@weil.com Eric S. Hochstadt Eric.hochstadt@weil.com 767 Fifth Avenue New York, NY 10153

Tel: (212) 310-8000 Fax: (212) 310-8007

- and -

BASS, BERRY & SIMS PLC

R. Dale Grimes dgrimes@bassberry.com 150 Third Avenue South Suite 2800 Nashville, TN 37201 Tel: (615) 742-6200

Attorneys for Defendant CBS Broadcasting Inc.

/s/ Arthur J. Burke (w/ permission by SDL)

DAVIS POLK & WARDWELL LLP

Arthur J. Burke arthur.burke@davispolk.com Dana M. Seshens dana.seshens@davispolk.com 450 Lexington Avenue New York, NY 10017 Tel: (212) 450-4000

Tel: (212) 450-4000 Fax: (212) 701-5800

- and -

DAVIS WRIGHT TREMAINE LLP

Kelli L. Sager kellisager@dwt.com 865 Figueroa Street, Suite 2400 Los Angeles, CA 90017 Tel: (213) 633-6800

Fax: (213) 633-6899

- and -

BASS, BERRY & SIMS PLC

R. Dale Grimes dgrimes@bassberry.com 150 Third Avenue South Suite 2800 Nashville, TN 37201 Tel: (615) 742-6200

Attorneys for Defendant NBCUniversal Media, LLC (sued as National Broadcasting Company, Inc.)

/s/ Kevin T. Baine (w/ permission by SDL)

WILLIAMS & CONNOLLY LLP

Kevin T. Baine kbaine@wc.com John E. Schmidtlein jschmidtlein@wc.com Thomas G. Hentoff thentoff@wc.com Carl R. Metz cmetz@wc.com 725 12th Street, NW Washington, DC 20005

Tel: (202) 434-5000 Fax: (202) 434-5029

- and -

HAL D. HARDIN

hal@hardinlawoffice.com 211 Union Street Suite 200 Nashville, TN 37201 Tel: (615) 369-3377

Attorneys for Defendants Fox Broadcasting Company (sued as FOX, Inc.) and Big Ten Network, LLC (sued as Big Ten Network Services, LLC)

The Filing User hereby represents that all signatories hereto agree to the filing of this document.

CERTIFICATE OF SERVICE

I hereby certify that on the 6th day of March, 2015, a true and correct copy of the foregoing document was filed electronically with the U.S. District Court for the Middle District of Tennessee. Notice of this filing was served via email on counsel listed below:

Attorneys for Plaintiffs Steven Clark, Chris Conner, Javon Marshall, Patrick Miller, Byron		
Moore, Chaz Moore, Sean Parker, Eric Samuels, Marlon Walls and Rod Wilks		
BONE, MCALLESTER	STEWART, JOHNSON, CONNER &	
NORTON PLLC	MANSON, LLP	
Stephen J. Zralek	Richard Manson	
John P. Branham	Ronald A. Stewart	
marshallcase@bonelaw.com	215 2nd Avenue North	
511 Union Street, Suite 1600	Suite 300	
Nashville, TN 37219	Nashville, TN 37201	
Tel: (615) 259-5508 telephone		
_		
MCMURTRAY LAW FIRM, PLLC		
Patrick D. McMurtray		
P. O. Box 80		
Christiana, TN 37037		

Attorney for Defendant Atlantic Coast Conference

Attorneys for Defendant The Big Ten Conference, Inc.

SMITH MOORE LEATHERWOOD LLP

D. Erik Albright

Erik.Albright@smithmoorelaw.com

Gregory G. Holland

Greg.Holland@smithmoorelaw.com

300 North Greene Street

Suite 1400

Greensboro, NC 27401 Tel: (336) 378-5200

Fax: (336) 378-5400

Jonathan P. Heyl

Jon.Heyl@smithmoorelaw.com

101 North Tryon Street

Suite 1300

Charlotte, NC 28246

Tel: (704) 384-2600 Fax: (704) 384-2800

- and -

HARWELL, HOWARD, HYNE, GABBERT & MANNER, P.C.

David Alexander Fardon daf@h3gm.com

333 Commerce Street

Suite 1500

Nashville, TN 37201 Tel: (615) 256-0500

Fax: (615) 251-1059

MAYER BROWN LLP

Richard J. Favretto

rfavretto@mayerbrown.com

1999 K Street, NW

Washington, DC 20006

Tel: (202) 263-3000 Fax: (202) 263-3300

Andrew S. Rosenman

arosenman@mayerbrown.com

Britt Marie Miller

bmiller@mayerbrown.com

71 S. Wacker Drive Chicago, IL 60606

Tel: (312) 782-0600 Fax: (312) 701-7711

- and -

BOWEN HAYES & KREISBERG, PLC

Jay Scott Bowen jay@bowenhayes.com William V. Parsons, III will@bowenhayes.com 47 Music Square East

Nashville, TN 37203 Tel: (615) 329-4440

Fax: (615) 329-4485

Attorneys for Defendants Big 12 Conference and Conference USA

Attorneys for Defendants Pac-12 Conference (sued as Pacific-12 Conference) and Big East Conference, Inc.

POLSINELLI P.C.

Leane K. Capps lcapps@polsinelli.com Caitlin J. Morgan cmorgan@polsinelli.com 2501 N. Harwood Suite 1900

Dallas, TX 75201 Tel: (214) 397-0030 Fax: (214) 397-0033

Amy D. Fitts afitts@polsinelli.com Brett Randol brandol@polsinelli.com 900 W. 48th Place Suite 900 Kansas City, MO 64112 Tel: (816) 753-1000

Tel: (816) 753-1000 Fax: (816) 753-1536

- and -

LEITNER, WILLIAMS, DOOLEY & NAPOLITAN PLLC

Reid Daniel Leitner reid.leitner@leitnerfirm.com J. Gregory Grisham greg.grisham@leitnerfirm.com 414 Union Street Suite 1900

Nashville, TN 37219 Tel: (615) 255-7722 Fax: (615) 780-2210

PROSKAUER ROSE LLP

Scott P. Cooper scooper@proskauer.com Jennifer L. Jones jljones@proskauer.com Jacquelyn Ferry jferry@proskauer.com 2049 Century Park East Suite 3200 Los Angeles, CA 90067 Tel: (310) 557-2900 Fax: (310) 557-2193

- and -

RILEY WARNOCK & JACOBSON PLC

John R. Jacobson jjacobson@rwjplc.com James N. Bowen jimbowen@rwjplc.com 1906 West End Avenue Nashville, TN 37203 Tel: (615) 320-3700

Attorneys for Defendant Southeastern	Attorneys for Defendant Ohio Valley
Conference	Conference
NEAL & HARWELL, PLC	DODSON PARKER BEHM &
Aubrey B. Harwell, Jr.	CAPPARELLA PC
aharwell@nealharwell.com	Margaret L. Behm
James F. Sanders	behm@dodsonparker.com
jsanders@nealharwell.com	Tyler Chance Yarbro
J. Isaac Sanders	tyarbro@dodsonparker.com
isanders@nealharwell.com	1310 Sixth Avenue North
One Nashville Place, Suite 2000	Nashville, TN 37208
150 Fourth Avenue North	Tel: (615) 254-2291
Nashville, TN 37219	Fax: (615) 726-2241
Tel: (615) 244-1713	
Fax: (615) 726-0573	
- and -	
DODINGON DD A DOLLA W 0	
ROBINSON BRADSHAW &	
HINSON, P.A. Robert W. Fuller	
rfuller@rbh.com	
Mark W. Merritt	
mmerritt@rbh.com	
101 North Tryon Street	
Suite 1900	
Charlotte, NC 28246	
Tel: (704) 377-2546	
Fax: (704) 378-4000	
(,	

Attorneys for Defendant Outfront Media	Attorneys for Defendant JMI Sports LLC
Sports, Inc. (f/k/a CBS Collegiate Sports	
Properties, Inc.)	
GIBSON, DUNN & CRUTCHER	LEOPOLD, PETRICH & SMITH, P.C.
Robert C. Walters	Louis P. Petrich
rwalters@gibsondunn.com	lpetrich@lpsla.com
Brian E. Robison	Daniel M. Mayeda
brobison@gibsondunn.com	dmayeda@lpsla.com
Bradley G. Hubbard	2049 Century Park East, Suite 3110
bhubbard@gibsondunn.com	Los Angeles, CA 90067
2100 McKinney Avenue	Tel: (310) 277-3333
Suite 1100	Fax: (310) 277-7444
Dallas, TX 75201	, ,
Tel: (214) 698-3100	- and -
Fax: (214) 571-2900	
	EVERHART LAW FIRM PLC
- and -	Amy J. Everhart
	amy@everhartlawfirm.com
BAKER, DONELSON, BEARMAN,	Maria A. Spear
CALDWELL & BERKOWITZ, PC	maria@everhartlawfirm.com
John S. Hicks	1400 Fifth Avenue North
jhicks@bakerdonelson.com	Nashville, TN 37208
211 Commerce Street	Tel: (615) 800-8919
Suite 800	Fax: (615) 800-8918
Nashville, TN 37201	
Tel: (615) 726-5600	
Walker W. Jones, III	
wjones@bakerdonelson.com	
W. Scott Welch	
swelch@bakerdonelson.com	
P.O. Box 14167	
Jackson, MS 39236-4167	

Tel: (601) 351-2400 Fax: (601) 351-2424

Attorneys for Defendant TeleSouth Communications, Inc.	Attorneys for Defendant T3 Media, Inc.
BAKER, DONELSON, BEARMAN, CALDWELL & BERKOWITZ, PC Walker W. Jones, III wjones@bakerdonelson.com W. Scott Welch swelch@bakerdonelson.com Samuel D. Gregory sdgregory@bakerdonelson.com P.O. Box 14167 Jackson, MS 39236-4167 Tel: (601) 351-2400 Fax: (601) 351-2424	WALLER, LANSDEN, DORTCH & DAVIS, LLP Robb S. Harvey robb.harvey@wallerlaw.com Todd R. Hambidge todd.hambidge@wallerlaw.com Nashville City Center 511 Union Street Suite 2700 Nashville, TN 37219 Tel: (615) 244-6380 Fax: (615) 244-6804
John S. Hicks jhicks@bakerdonelson.com 211 Commerce Street Suite 800 Nashville, TN 37201 Tel: (615) 726-5600	

Attorneys for Defendant Learfield Sports LLC Attorneys for Defendants IMG Worldwide, LLC, IMG College, LLC, and William Morris Endeavor Entertainment, LLC FISH & RICHARDSON P.C. JENNER & BLOCK LLP Thomas M. Melsheimer Richard L. Stone melsheimer@fr.com rstone@jenner.com David R. Singer Thomas B. Walsh, IV walsh@fr.com dsinger@jenner.com M. Brett Johnson Andrew J. Thomas ajthomas@jenner.com johnson@fr.com Grant Kojis Schmidt 633 West 5th Street Suite 3600 schmidt@fr.com Los Angeles, CA 90071-2054 Tel: (213) 239-5100 1717 Main Street **Suite 5000** Fax: (213) 239-5199 Dallas, TX 75201 Tel: (214) 747-5070 Kenneth L. Doroshow Fax: (214) 747-2091 kdoroshow@jenner.com 1099 New York Avenue, NW - and -Suite 900 Washington, DC 20001-4412 Tel: (202) 639-6027 WISEMAN ASHWORTH LAW GROUP Fax: (202) 661-4855 **PLC** Gail Vaughn Ashworth gail@wisemanashworth.com - and -511 Union Street Suite 800 SIMS FUNK, PLC Nashville, TN 37219-1734 W. Scott Sims Tel: (615) 254-1877 ssims@simsfunk.com Fax: (615) 254-1878 3310 West End Avenue Suite 410 Nashville, TN 37203 Tel: (615) 292-9335

/s/ Samuel D. Lipshie

Fax: (615) 649-8565